

# STATE • INDIANA



INDIANA UTILITY REGULATORY COMMISSION  
302 W. WASHINGTON STREET, SUITE E-306  
INDIANAPOLIS, INDIANA 46204-2764

<http://www.state.in.us/iurc/>  
Office: (317) 232-2701  
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IN THE MATTER OF THE PETITION BY )  
PUTNAM ENERGY CENTER, L.L.C. FOR (A) A )  
DETERMINATION OF THE COMMISSION'S )  
JURISDICTION WITH RESPECT TO A 500 MW )  
POWER GENERATING FACILITY; (B) FOR )  
DECLINATION OF THE COMMISSION'S )  
JURISDICTION OVER THE CONSTRUCTION, )  
OWNERSHIP, OPERATION, AND FINANCING OF )  
THE FACILITY PURSUANT TO IND. CODE )  
§ 8-1-2.5; AND (C) TO THE EXTENT THE )  
COMMISSION DOES NOT DECLINE ITS )  
JURISDICTION, SUCH APPROVALS AND )  
AUTHORIZATIONS AS ARE NECESSARY TO )  
CONSTRUCT, OWN, AND OPERATE THE )  
FACILITY, INCLUDING ISSUANCE OF A )  
CERTIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY UNDER IND. CODE § 8-1-8.5. )

CAUSE NO. 41856

FILED

DEC 04 2003

INDIANA UTILITY  
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:


As a condition of the Final Order issued in this matter on August 15, 2001, (the "Final Order") the Commission included reporting requirements that required the Petitioner to keep the Commission fully apprised of the progress of construction of its facility. The Order specifically indicates that:

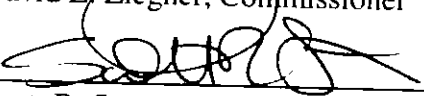
If after notice and hearing the Commission determines that Petitioner either (1) has failed to commence construction of the Facility within two (2) years of the date of this Order and is no longer diligently pursuing the commencement of construction of the Facility, or (2) has not completed construction of the Facility within four (4) years of the date of this Order, then this declination of jurisdiction will automatically terminate. In addition to the foregoing reporting requirements, it shall be a condition of this Order and our continued partial declination of jurisdiction over Petitioner's operations, that the Petitioner file with the Commission Annual Reports as provided in I.C. § 8-1-2-49 and provide such other information as the Commission may from time to time request.

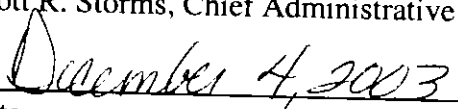
Final Order at 9.

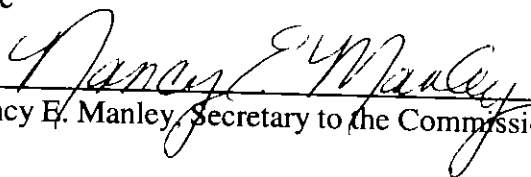
The Petitioner in this Cause failed to file an Annual Report on August 15, 2003, as required by our Final Order, and the Commission is therefore unable to determine whether construction of the facility has commenced. Accordingly, the Petitioner should file its Annual Report with the Commission on or before December 19, 2003.

**IT IS SO ORDERED:**

  
\_\_\_\_\_  
David E. Ziegner, Commissioner

  
\_\_\_\_\_  
Scott R. Storms, Chief Administrative Law Judge

  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Nancy E. Manley, Secretary to the Commission